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<b>TO:</b> Examiner A. Sutton	<b>FROM:</b> Byron S. Kuzara	<b>AUG 04 2006</b>
<b>COMPANY:</b> U.S.P.T.O.	<b>DATE:</b> August 4, 2006	
<b>FAX NUMBER:</b> 571-273-8300	<b>TOTAL NO. OF PAGES:</b> 4	
<b>RE:</b> U.S. Serial No. 10/805,681	<b>OUR REFERENCE NO.:</b> 005127.00219	

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<b>NAME:</b> Lesa Wolman	<b>PHONE:</b> 503-425-6800
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**COMMENTS:**

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Respectfully submitted,

  
By: Byron S. Kuzara  
Registration Number 51,255  
Banner & Witcoff, Ltd.

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of	)	
	)	Art Unit: 3765
LaShurya M. WISE, et al.	)	
	)	Examiner: Sutton, A.
Serial Number 10/805,681	)	
	)	Attorney Reference: 005127.00219
Filed: March 19, 2004	)	
	)	
For: ARTICLE OF APPAREL	)	
INCORPORATING A MODIFIABLE	)	
TEXTILE STRUCTURE	)	

**RESPONSE**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Alexandria, VA 22313

Sir:

The Office Action mailed May 5, 2006 has been carefully reviewed and, in view of the following remarks, reconsideration and allowance of the application are respectfully requested.

**I. Confirmation of Election**

The Applicants hereby confirm that claims 46, 47, and 49 (Group I) were withdrawn from consideration, without traverse, during a telephone conversation with the Examiner on May 1, 2006.